

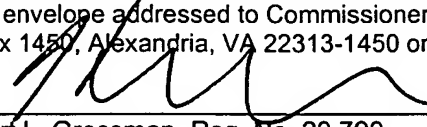


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PATENT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 27, 2004.


Kurt L. Grossman, Reg. No. 29,799

Date

7/27/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/785,550
Filed: February 24, 2004
Group Art Unit: 3763
Examiner: Unknown
Applicant: Bernd Thureau, Robert Herz, Angela Crall, Dale Gallogly
Title: Diaphragm-Based Reservoir for a Closed Blood Sampling System
Attorney Docket: MDX-291US
Confirmation No.: 8154

Cincinnati, Ohio 45202

July 27, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of candor and good faith imposed by 37 C.F.R. §1.56 and means of complying therewith according to 37 C.F.R. §§ 1.97 and 1.98, the references listed on the attached Form PTO-1449 are called to the attention of the United States Patent and Trademark Office in connection with the above-identified patent application. We have submitted a total of 107 references, 96 of which

are U.S. patents or published patent applications and 11 of which are foreign references. The 96 U.S. patents or published patent applications were cited in two electronic Information Disclosure Statements that were filed on July 16, 2004 (because electronic Information Disclosure Statement filings are limited to fifty references, two such electronic Information Disclosure Statements were submitted citing the 96 references). The present, third Information Disclosure Statement is being submitted via U.S. Postal Service to cite the 11 foreign references. Copies of the cited foreign references are enclosed herewith. Foreign references A.O-A.Q are not in the English language and are cited herein because the references appear to generally show flow-through devices having an inlet, an outlet, and a means for altering the internal volume of the device.

No representation is made that the cited art is the only art or that the cited art represents the best art.

The Examiner is urged to consider all of the cited documents and to make an independent evaluation of the teachings and materiality of each.

If any additional fees are necessary to complete this communication,
please apply them to Deposit Account 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By: 

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| SUBSTITUTE FORM PTO-1449 (MODIFIER) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | ATTY. DOCKET NO. MDX/291US | | SERIAL NO. 10/785,550 | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | | | APPLICANT Bernd Thureau, et al. | | | |
| (37 CFR 1.98(b)) Use several sheets if necessary) | | | | FILING DATE February 24, 2004 | | GROUP Unknown | |

| U.S. PATENT DOCUMENTS | | | | | | | |
|-----------------------|-----|---------------|---------------|----------|-------|----------|-------------------------------|
| EXAMINER INITIAL | | PATENT NUMBER | ISSUE DATE | PATENTEE | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | A.A | | | | | | |
| | A.B | | | | | | |
| | A.C | | | | | | |
| | A.D | | | | | | |
| | A.E | | | | | | |
| | A.F | | | | | | |
| | A.G | | | | | | |
| | A.H | | | | | | |
| | A.I | | | | | | |
| | A.J | | | | | | |
| | A.K | | | | | | |

| FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS | | | | | | | |
|--|-----|--------------------|---------------------|-----------------------------|-------|----------|-------------------------|
| | | DOCUMENT NUMBER | PUBLICATION DATE | COUNTRY OR PATENT OFFICE | CLASS | SUBCLASS | TRANSLATION (YES/NO) |
| | A.L | 94/14482 | 07/07/1994 | WO | | | |
| | A.M | 99/24098 | 05/20/1999 | WO | | | |
| | A.N | 0 376 603 | 07/04/1990 | EP | | | |
| | A.O | 1046541 | 12/07/1953 | FR | | | NO |
| | A.P | 0705322 | 05/07/1966 | IT | | | NO |
| | A.Q | 76771 | 07/15/1954 | NE | | | NO |

| OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication) | |
|---|-----|
| | A.R |
| | A.S |
| | A.T |

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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if citation considered, whether or not in conformance. Draw line through citation only if not in conformance and not considered.
 Include a copy of this form with next communication to applicant.

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| SUBSTITUTE FORM PTO-1449 (MODIFIED) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | ATTY. DOCKET NO. MDX/291US | | SERIAL NO. 10/785,550 | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) | | | | APPLICANT Bernd Thureau, et al. | | | |
| | | | | FILING DATE February 24, 2004 | | GROUP Unknown | |
| U.S. PATENT DOCUMENTS | | | | | | | |
| EXAMINER INITIAL | | PATENT NUMBER | ISSUE DATE | PATENTEE | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | B.A | | | | | | |
| | B.B | | | | | | |
| | B.C | | | | | | |
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| | B.K | | | | | | |
| FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS | | | | | | | |
| | | DOCUMENT NUMBER | PUBLICATION DATE | COUNTRY OR PATENT OFFICE | CLASS | SUBCLASS | TRANSLATION (YES/NO) |
| | B.L | 0 783 899 | 07/16/1997 | EP | | | |
| | B.M | 90/12606 | 11/01/1990 | WO | | | |
| | B.N | 97/18748 | 05/29/1997 | WO | | | |
| | B.O | 99/16354 | 04/08/1999 | WO | | | |
| | B.P | 0 575 916 | 12/29/1993 | EP | | | |
| | B.Q | | | | | | |
| OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication) | | | | | | | |
| | B.R | | | | | | |
| | B.S | | | | | | |
| | B.T | | | | | | |
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